



UNITED STATES
ENVIRONMENTAL PROTECTION AGENCY
REGION 8

IN THE MATTER OF:

Libby Asbestos Site
Libby, Montana

W.R. Grace & Co.- Conn., Kootenai
Development Corporation,

Respondents

AMENDMENT TO ADMINISTRATIVE
ORDER ON CONSENT FOR REMOVAL
ACTION

U.S. EPA Region 8
CERCLA Docket No.
CERCLA - 08-2003-0011

Proceeding Under Sections 104, 106(a), 107
and 122 of the Comprehensive
Environmental Response, Compensation,
and Liability Act, as amended, 42 U.S.C. §§
9604, 9606(a), 9607 and 9622

The Administrative Order on Consent for Removal Action issued by the United States Environmental Protection Agency ("EPA"), and agreed to by W.R. Grace & Co.-Conn. and Kootenai Development Corporation under the referenced docket number ("Order") is hereby amended as follows.

Paragraph 74 of the Order is amended in its entirety to provide as state as follows.

74. In the event that EPA assumes performance of a portion or all of the Work pursuant to Paragraph 84 of Section XX, Respondents shall be liable for a stipulated penalty in the amount of \$250,000, or such other amount, if any, that is approved by the Bankruptcy Court.

All other provisions of the Order are in full force and effect and remain unchanged.
Agreed this ____ day of August, 2003.

For Respondent W.R. Grace & Co. - Conn.

By _____

Title _____

For Respondent Kootenai Development Corporation.

By _____

Title _____

It is so ORDERED and Agreed this _____ day of August, 2003.

BY: _____
Douglas Skie, Director
Office of Preliminary Assessment
and Emergency Response, EPR

DATE: _____

BY: _____ DATE: _____
Sharon Kercher, Director
Technical Enforcement Program, ECEJ

BY: _____ DATE: _____
Michael Risner, Director
Legal Enforcement Program, ECEJ

Region 8
U.S. Environmental Protection Agency



UNITED STATES ENVIRONMENTAL PROTECTION AGENCY

REGION 8
998 16TH STREET - SUITE 300
DENVER, CO 80202-2468
<http://www.epa.gov/region08>

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